



07-19-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/786,571	02/25/2004	David J. Barbec	TECH 6169

000321
SENNIGER POWERS LEAVITT AND ROEDEL
ONE METROPOLITAN SQUARE
16TH FLOOR
ST LOUIS, MO 63102

CONFIRMATION NO. 2549

FORMALITIES LETTER



OC000000012705921

Date Mailed: 05/19/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$782** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1232** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

07/20/2004 MBELETE1 00000008 10786571

- Total additional claim fee(s) for this application is **\$782**

01 FC:2001	385.00	OP
02 FC:2051	65.00	OP
03 FC:2201	43.00	OP
04 FC:2202	594.00	OP
05 FC:2203	145.00	OP

- \$43 for 1 independent claims over 3.
- \$594 for 66 total claims over 20.
- \$145 for multiple dependent claim surcharge.

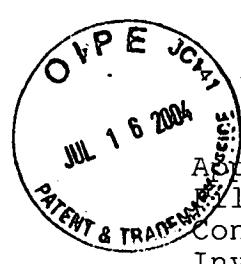
Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T. L. V.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



FEE TRANSMITTAL

Application Number 10/786,571
Filing Date February 25, 2004
Confirmation No. 2549
Inventor(s) Barbee, et al.
Group Art Unit 1772
Examiner Name To Be Assigned
Attorney Docket Number TECH 6169

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- Applicant claims small entity status.

2. Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)

2. EXTRA CLAIM FEES Subtotal (2) \$ _____

Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____

3. ADDITIONAL FEES Subtotal (3) \$ 1232.00

- Surcharge - late filing fee or oath
- Surcharge - late provisional filing fee or cover sheet
- Extension for reply within _____ month
- Notice of Appeal
- Filing a Brief in Support of an appeal
- Request for ex parte Reexamination
- Petitions to the Commissioner
- Submission of Information Disclosure Statement
- Recording each patent assignment per property
- Request for Continued Examination
- Other: _____

TOTAL AMOUNT OF PAYMENT \$ 1232.00

Michael E. Godar 7/16/04
Michael E. Godar, Reg. No. 28,416 Date

MEG/PEB/crm
Express Mail Label No. EV 544919405 US

TECH 6169
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Barbee, et al.
Serial No. 10/786,571
Filed February 25, 2004
Confirmation No. 2549
For OPTICALLY READABLE DATA STORAGE MEDIUM

Art Unit 1772

July 16, 2004

**LETTER IN RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NON-PROVISIONAL APPLICATION - FILING DATE GRANTED**

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

In response to the "Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted," dated May 19, 2004, enclosed is applicants' signed Declaration and Power of Attorney in the above-referenced application. A copy of the Notice is returned herewith.

* Also enclosed is a check in payment of the application filing fee and surcharge.

An assignment by the inventor(s) to Flexity LLC is being mailed today.

Respectfully submitted,

Michael E. Godar

Michael E. Godar, Reg. No. 28,416
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
(314) 231-5400

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